



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Thomas R. Firman Art Unit : 2641
Serial No. : 09/852,049 Examiner : David D. Knepper
Filed : May 9, 2001 Conf. No. : 4504
Title : VOICE CONTROLLED COMPUTER INTERFACE

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Please consider the references listed on the attached PTO-1449 form.

Copies of United States patent documents will be provided upon request. Copies of all non-U.S. patent documents and other documents are enclosed. Non-patent documents marked by a * have been provided to the examiner in a corresponding application U.S. serial no. 09/784,736, filed February 14, 2001, and are not provided here.

The applicant invites the examiner to consider the position of the examiner and replies by the applicant that have been set forth in the prosecution of the following United States patent applications. The specification of these other applications contains at least some material that is similar to the material set forth in the specification of this application. In addition, due to a clerical error, application serial number 09/784,736 presently includes certain claims that are similar or identical to the claims presented in the present application. The applicant intends to remedy this error in its next response. The applicant assumes that the examiner has direct access to these files, but will be happy to provide copies to the examiner upon request.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

December 8, 2006

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Lesley J. Arcidy

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Applicant : Thomas R. Firman
Serial No. : 09/852,049
Filed : May 9, 2001
Page : 2 of 2

Attorney's Docket No.: 10591-003009

| <u>Serial No.</u> | <u>Filing Date</u> | <u>Examiner's Name</u> | <u>Status</u> |
|-------------------|--------------------|------------------------|---------------|
| 09/784,736 | 02/14/2001 | Angela A. Armstrong | Reply due |
| 10/102,047 | 03/20/2002 | Susan I. McFadden | Pending |

With this Information Disclosure Statement, the applicant submits a Substitute Form PTO-1449 listing certain documents filed in or produced in connection with *Articulate Systems, Inc. v. Apple Computer, Inc.*, Civ. No. 96-10345-RGS (D. Mass.), litigation U.S. Patent No. 5,377,303, from which the present application claims priority. These documents are being delivered to the patent office in six separate boxes. Other documents associated with this litigation are subject to a protective order governing their disclosure.

This filing is being made with the filing of a Request for Continued Examination. No fee is required. Please apply any charges or credits to Deposit Account No. 06-1050, reference 10591-003009.

Respectfully submitted,

Date: 12/8/06

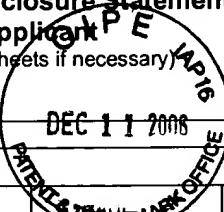


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| Substitute Form PTO-1449 (Modified) | U.S. Department of Commerce Patent and Trademark Office | Attorney's Docket No. 10591-003009 | Application No. 09/852,049 |
| Information Disclosure Statement by Applicant P E (Use several sheets if necessary) (37 CFR §1.98(b)) | | Applicant Thomas R. Firman | |
| | | Filing Date May 9, 2001 | Group Art Unit 2641 |

**U.S. Patent Documents**

| Examiner Initial | Desig. ID | Patent Number | Issue Date | Patentee | Class | Subclass | Filing Date If Appropriat e |
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Other Documents (include Author, Title, Date, and Place of Publication)

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| A 008019 | A 008019 | Boone, Jeff | | 1992-12-07 | Email to David Kelts from Cyclone DSP Manager Prob. |
| A 008020 | A 008021 | Morgan, Timothy | | 1992-07-13 | Email to Michael Bayer from Morgan re Help and response |
| A 008022 | A 008023 | Durlach, Peter | | 1992-12-09 | Email to Michael Bayer from Durlach re Phone Conversation Follow-up and response |
| A 008024 | A 008026 | Dumont, Ron | | 1993-02-18 | Email to Peter Durlach et al from Dumont re PS related Open Issues |
| A 008027 | A 008027 | Salvaggio, Vito | | 1993-01-24 | Email to Rick Parfitt from Salvaggio re Articulate and Cyclone |
| A 008028 | A 008028 | Kelts, David | | 1992-07-13 | Email to Michael Bayer from Kelts re Standard Fax File Format |
| A 008029 | A 008030 | Kelts, David | | 1992-12-05 | Email to Jim Pelkey from Kelts re OCE-Foreign MailReader |
| A 008031 | A 008032 | Morgan, Timothy | | 1992-07-14 | Email to Michael Bayer from Pelkey re Help |
| A 008033 | A 008034 | Durlach, Peter | | 1993-04-16 | Email to Michael Bayer from Durlach re Mail Manager API |
| A 008035 | A 008037 | Durlach, Peter | | 1993-02-05 | Email to Michael Bayer from Durlach re Personal Secretary |
| A 008038 | A 008039 | Morgan, Timothy | | 1992-06-05 | Email to Michael Bayer from Morgan re RJ |
| A 008040 | A 008040 | Kelts, David | | 1992-08-26 | Email to Michael Bayer from Kelts re Serial Port Power Consumption |
| A 008041 | A 008042 | Durlach, Peter | | 1992-12-22 | Email to Vito Salvaggio et al from Durlach re Spanish Govt Project & Cy |
| A 008043 | A 008043 | Kelts, David | | 1993-02-08 | Email to Michael Bayer from Kelts re Telephone Pod Schedule P1 |
| A 008044 | A 008044 | N/A | | N/A | Email to Peter from Michael re response to voicemail |
| A 008045 | A 008045 | Durlach, Peter | | 1993-08-13 | Email to Michael Bayer from Durlach re Upcoming trip |
| A 008061 | A 008069 | Durlach, Peter | | 1996-06-07 | Memo to John Cook from Durlach re Articulate Systems Personal Secretary Features & Requirements |
| A 008070 | A 008078 | Durlach, Peter | | 1996-06-07 | Memo to Vito Salvaggio et al from Durlach re Articulate Systems Personal Secretary Features & Requirements |
| A 008079 | A 008081 | N/A | | 1996-06-07 | Macintosh Telephony Product Plan |
| A 008082 | A 008083 | Durlach, Peter | | 1993-01-21 | Memo to G. Sidhu from Durlach re Personal |

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| | A 008250 | A 008251 | N/A | N/A | <i>5th Annual Eddy Awards: MacUser Presents the Top 40 Products of the Year</i> , MacUser. |
| | A 008252 | A 008252 | Levy, Steven D. | 1989-12-04 | Letter to T. Ivan Mimica from Levy re emergence of voice and data processing applications |
| | A 008253 | A 008253 | Martin, James E. | 1989-04-19 | Letter to T. Ivan Mimica from Martin re presentation given by Mimica on voice |

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| | A 008256 | A 008256 | Dumont, Ron | 1989-10-09 | Letter to Ivan Mimica, cc: Tim Morgan and David Fish from Dumont re meeting with A.S.I. on October 5 th ; "Mini-Navigator"; "Fax-Navigator"; speech interface with Apple Computers |
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| | A 008258 | A 008258 | Tino, Mark S. | 1989-03-13 | Letter to Ivan Mimica from Tino re follow up to meeting regarding the Voice Navigator; opportunity to support efforts to introduce the product |
| | A 008259 | A 008260 | Colby, Charles | 1990-04-27 | Letter to Ivan Mimica from Colby re Voice Navigator demonstration; request for quotation and sample for testing |
| | A 008261 | A 008261 | Cohen, Raines | N/A | <i>Colby unveils space-age Stealth Mac.</i> |
| | A 008262 | A 008262 | Farland, Denis P. | 1990-02-05 | Letter to Ivan Mimica from Farland re integration of Articulate System's speech recognition product into Farland Research's development environment |
| | A 008263 | A 008264 | Tawil-Kummerman, Alan | 1990-02-12 | Letter to Ivan Mimica re marketing activity in Europe |
| | A 008265 | A 008266 | Tawil-Kummerman, Alan | 1990-02-14 | Letter to Alen Koppenaal re: confirmation of common plan of action leading to a Voice Navigator being sold as an option with VeraCard for the Mac. |
| | A 008267 | A 008268 | Shigyo, Yoko | 1990-03-27 | Letter to David A. Fish, Dr. Stavros Cadememos, cc: Ivan Mimica, Dr. Harry Lasker and Mitsuru Hosobe re Voice Navigator proposal. |
| | A 008269 | A 008270 | Etoh, Reiko; Hosobe, Mitsuru; Shigyo, Yoko | 1990-04-26 | Letter to Ivan Mimica cc: Harry Lasker re announcement of M. Hosobe joining Fuji Xerox Japanese Language Business Program and request for completion of a non-disclosure note |
| | A 008271 | A 008272 | Hosobe, Mitsuru; | 1990-05-09 | Letter to Ivan Mimica, Dr. Stavros Cadememos, and Dr. Harry Lasker from Hosobe re Boston MacWorld Exposition and anticipated expenses for development of |

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| | A 008274 | A 008274 | Weeler, David R. | 1998-10-25 | Letter to Ivan Mimica from Weller re performance and reliability of voice navigator in conjunction with products for the handicapped. |
| | A 008275 | A 008275 | Olson, William A. | 1988-12-22 | Letter to Ivan Mimica from Osloon regarding site testing the voice navigator system |
| | A 008276 | A 008276 | Moral, Bernard | 1989-11-29 | Letter to Ivan Mimica re telephone interface applications |
| | A 008277 | A 008277 | Zabalaoui, Keith | N/A | Letter to Ivan Mimica re praise of the Voice Navigator |
| | A 008278 | A 008278 | Schmandt, Chris | 1989-04-18 | Letter to Ivan Mimica re proposal for collaboration of The Media Laboratory at MIT and Articulate Systems. |
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| | A 008332 | A 008332 | Curcio, Jean-Pierre | n/a | <i>French Article?</i> |
| | A 008333 | A 008334 | Courbier, Pierre | N/A | <i>Voice Navigator, Les mots ont enfin la parole...</i> |

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| | A 009111 | A 009112 | Spitz, Rick | 1993-03-03 | Letter to Ivan Mimica from Spitz re agreement with Articulate for the development of speech and telephony products for the Macintosh. |
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| | A 009114 | A 009115 | N/A | 1993-05-11 | Executed Letter Agreement to Ivan Mimica from Voice Processing Corporation re terms and conditions of VPC's proposal |
| | A 009126 | A 009126 | Durlach, Peter | 1993-04-22 | Email to Tim Schaaff from Durlach re ASI/Apple Project. . . |

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| Examiner Signature | Date Considered |
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| Substitute Form PTO-1449 (Modified) | U.S. Department of Commerce Patent and Trademark Office | Attorney's Docket No. 10591-003009 | Application No. 09/852,049 |
| Information Disclosure Statement by Applicant (Use several sheets if necessary) | | Applicant Thomas R. Firman | |
| (37 CFR §1.98(b)) | | Filing Date May 9, 2001 | Group Art Unit 2641 |

| Ex. Initials | BATES NO. BEGIN | BATES NO. END | AUTHOR(S) | DOC. DATE | DOCUMENT DESCRIPTION |
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| | A 011659 | A 011665 | N/A | N/A | Mail Box Contributor Form Instructions |
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| | A 015362 | A 015362 | N/A | N/A | Casper Commands Example |

| Other Documents (include Author, Title, Date, and Place of Publication) | | |
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| Examiner Initial | Desig. ID | Document |
| | AF | Articulate Systems Inc. v. Apple Computer, Inc., "Defendant Apple Computer, Inc.'s Objections and Answers to Articulate Systems, Inc.'s First Set of Interrogatories, July 8, 1996. |
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| | AI | Articulate Systems Inc. v. Apple Computer, Inc., "Answer and Counterclaim of Defendant to Complaint for Patent Infringement", April 18, 1996. |
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| | AL | Articulate Systems, Inc. v Apple Computer, Inc., "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Plaintiff Articulate Systems Inc.'s Patent Is Invalid Under 35 U.S.C. § 102(b), February 5, 1997. |
| | AM | Articulate Systems, Inc. v Apple Computer, Inc., Exhibit B "Plaintiff Articulate Systems, Inc.'s Responses and Objections to Defendant Apple Computer, Inc.'s First Set of Interrogatories" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Plaintiff Articulate Systems Inc.'s Patent Is Invalid Under 35 U.S.C. § 102(b), February 5, 1997. |
| | AN | Articulate Systems, Inc. v Apple Computer, Inc., Exhibit C "TM file history for VOICE NAVIGATOR (stylized)" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Plaintiff Articulate Systems Inc.'s Patent Is Invalid Under 35 U.S.C. § 102(b), February 5, 1997. |
| | AO | Articulate Systems, Inc. v Apple Computer, Inc., Exhibit D "Rimpexchile letter to Ivan Mimica, May 4, 1988" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Plaintiff Articulate Systems Inc.'s Patent Is Invalid Under 35 U.S.C. § 102(b), February 5, 1997. |
| | AP | Articulate Systems, Inc. v Apple Computer, Inc., Exhibit E "Computer Learning Systems, Inc., Puffer letter to Ivan Mimica, March 29, 1988" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Plaintiff Articulate Systems Inc.'s Patent Is Invalid Under 35 U.S.C. § 102(b), February 5, 1997. |
| | AQ | Articulate Systems, Inc. v Apple Computer, Inc., Exhibit F "Deposition transcript of Barbara Gallinaro", to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Plaintiff Articulate Systems Inc.'s Patent Is Invalid Under 35 U.S.C. § 102(b), February 5, 1997. |
| | AR | Articulate Systems, Inc. v Apple Computer, Inc., Exhibit G "Articulate Systems Inc., Business Plan, as of January 10, 1989" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Plaintiff Articulate Systems Inc.'s Patent Is Invalid Under 35 U.S.C. § 102(b), February 5, 1997. |
| | AS | Articulate Systems, Inc. v Apple Computer, Inc., Exhibit H "ClinMan Inc, German letter to Ivan Mimica, dated April 22, 1988" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Plaintiff Articulate Systems Inc.'s Patent Is Invalid Under 35 U.S.C. § 102(b), February 5, 1997. |

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| | AT | Articulate Systems, Inc. v Apple Computer, Inc., Exhibit I "Lockheed Engineering, Shepherd letter to Tom Firman, dated April 25, 1988" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Plaintiff Articulate Systems Inc.'s Patent Is Invalid Under 35 U.S.C. § 102(b), February 5, 1997. |
| | AU | Articulate Systems, Inc. v Apple Computer, Inc., Exhibit J "Maya Brochure" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Plaintiff Articulate Systems Inc.'s Patent Is Invalid Under 35 U.S.C. § 102(b), February 5, 1997. |
| | AV | Articulate Systems, Inc. v Apple Computer, Inc., Exhibit K "Supplemental Information Disclosure Statement, filed December 9, 1993" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Plaintiff Articulate Systems Inc.'s Patent Is Invalid Under 35 U.S.C. § 102(b), February 5, 1997. |
| | AW | Articulate Systems, Inc. v Apple Computer, Inc., Exhibit L "NASA, 'A Speech Recognition Interface for the Advanced Extravehicular Mobility Unit'" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Plaintiff Articulate Systems Inc.'s Patent Is Invalid Under 35 U.S.C. § 102(b), February 5, 1997. |
| | AX | Articulate Systems, Inc. v Apple Computer, Inc., Exhibit 2 "TMEP excerpted pages" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Plaintiff Articulate Systems Inc.'s Patent Is Invalid Under 35 U.S.C. § 102(b), February 5, 1997. |
| | AY | Skenyon, letter to Patricia Coppola dated April 4, 1997, re blowups re offers for sale. |
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| | ABB | Articulate Systems Inc. v. Apple Computer, Inc., Exhibit B, "Deposition of Thomas Firman" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Articulate's Patent Is Invalid For Indefiniteness", Sept. 12, 1997. |
| | ACC | Articulate Systems Inc. v. Apple Computer, Inc., Exhibit C, "Deposition of David Feigenbaum" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Articulate's Patent Is Invalid For Indefiniteness", Sept. 12, 1997. |
| | ADD | Articulate Systems Inc. v. Apple Computer, Inc., Exhibit D, "Firman, U.S. Patent Application, Voice Controlled Computer Interface" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Articulate's Patent Is Invalid For Indefiniteness", Sept. 12, 1997. |
| | AEE | Articulate Systems Inc. v. Apple Computer, Inc., Exhibit E, "Deposition of Timothy John Crawford Morgan" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Articulate's Patent Is Invalid For Indefiniteness", Sept. 12, 1997. |
| | AFF | Articulate Systems Inc. v. Apple Computer, Inc., Exhibit F, "Examiner's Office Action dated July 14, 1992" to "Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Articulate's Patent Is Invalid For Indefiniteness", Sept. 12, 1997. |
| | AGG | Articulate Systems Inc. v. Apple Computer, Inc., "Defendant Apple Computer, Inc.'s Certificate of Compliance with Local Rule 7.1(A)(2)" Sept. 12, 1997 |
| | AHH | Articulate Systems Inc. v. Apple Computer, Inc., "Defendant Apple Computer, Inc.'s Motion for Impoundment", Sept. 12, 1997. |

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| Other Documents (include Author, Title, Date, and Place of Publication) | | |
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| | AII | Articulate Systems Inc. v. Apple Computer, Inc., "Defendant Apple Computer, Inc.'s Statement of Undisputed Material Facts", Oct. 23, 1997. |
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| | AOO | Articulate Systems Inc. v. Apple Computer, Inc., "Apple Computer Inc.'s Supplemental Memorandum In Support Of Its Motions For Summary Judgment", April 30, 1998. |
| | APP | Articulate Systems Inc. v. Apple Computer, Inc., "Plaintiff's Articulate's Supplemental Memorandum re Apple's Summary Judgment Motions Heard on April 16, 1998", April 30, 1998. |
| | AQQ | Articulate Systems Inc. v. Apple Computer, Inc., "Report and Recommendation Regarding Defendant's Motion For Summary Judgment That Plaintiff's Patent Is Invalid Under 35 U.S.C. §102(b) (Docket No. 35), April 16, 1999. |
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| | ATT | Articulate Systems Inc. v. Apple Computer, Inc., "Objections To Report and Recommendation Regarding Defendant Apple Computer, Inc.'s Motion For Summary Judgment That Articulate's Patent Is Invalid For Indefiniteness", Aug. 4, 1999. |
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| | AXX | Articulate Systems Inc. v. Apple Computer, Inc., "Articulate's Assented-To Motion To Impound Documents Containing Confidential Material", filed March 12, 1997, allowed April 3, 1997. |
| | AYY | "Dependent Claims That Refer to High Level or Higher Level Events", from Patent No. 5,377,303. |
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| | AAAA | U.S. Application Serial No. 07/973,435, filed Nov. 9, 1992, "Response to Action Dated 3/11/93", April 13, 1993. |
| | ABBB | Articulate Systems Inc. v. Apple Computer, Inc., "Declaration of Christopher N. Olsen In Support of Apple's Motion For Summary Judgment That Articulate's Patent Is Invalid For Indefiniteness", Sept. 9, 1997. |
| | ACCC | Articulate Systems Inc. v. Apple Computer, Inc., Transcript of Deposition Upon Oral Examination of Thomas Firman, April 4, 1997. |
| | ADDD | Articulate Systems Inc. v. Apple Computer, Inc., Deposition transcript of David L. Feigenbaum, May 2, 1997. |
| | AEEE | Application copy, "Voice Controlled Computer Interface", filed June 23, 1989. |
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Other Documents (include Author, Title, Date, and Place of Publication)

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| Examiner Signature | Date Considered |
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